

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06 BRET NEAL,) CASE NO. C08-1007-JCC
07 Plaintiff,)
08 v.) ORDER DISMISSING § 1983
09 C/O BRUNK,) ACTION
10 Defendant.)
_____)

12 The Court, having reviewed the Report and Recommendation of the Honorable Mary Alice
13 Theiler, United States Magistrate Judge, and the balance of the record, does hereby find and
14 ORDER:

15 (1) The Court adopts the Report and Recommendation;
16 (2) The complaint and this action are DISMISSED without prejudice, pursuant to 28
17 U.S.C. § 1915(e)(2)(B)(ii); and
18 (3) The Clerk is directed to send copies of this Order to plaintiff and to Judge Theiler.

19 DATED this 23 day of Sep 1, 2008.


JOHN C. COUGHENOUR
United States District Judge

**ORDER DISMISSING § 1983 ACTION
PAGE -1**